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Case No.: 4114/85530

## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## METHODS AND COMPOSITIONS FOR HIGH LEVEL EXPRESSION OF A HETEROLOGOUS PROTEIN WITH POOR CONDON USAGE

me specifican	on of which is at	tached hereto unless the following	owing space is checked:	
(check one)	[] was	ttached hereto. filed on a plication Serial No I was amended on		
I hereby state claims, as ame	that I have revie ended by any am	ewed and understand the corendment referred to above.	ntents of the above-identified specific	cation, including the
I do not know country before	and do not belie my or our inver	ve that the invention was evation thereof or more than on	er patented or described in any printe e year prior to this application.	d publication in any
I do not know than one year	and do not believ prior to this appli	e that the invention was in pication.	ublic use or on sale in the Untied Stat	es of America more
I acknowledge with Title 37 (	the duty to discle CFR § 1.56(a).	ose information which is ma	terial to the examination of this applic	cation in accordance
certificate, liste	d below and have	benefits under 35 U.S.C. § also identified below any for pplication on which priority	119 of any foreign application(s) for preign application for patent or invento is claimed:	patent or inventor's r's certificate having
Prior Foreign A	Application(s):			
				Priority Claimed
(Number)		(Country)	(Day/Month/Year filed)	[] []
I hereby claim	the benefit under	35 U.S.C. § 119(e) of any U	United States provisional application(	s) listed below:
Appli	ation Number	Filing Date		
1. 60/113	7,355	1/27/99		

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

**Application Number** 

Filing Date

Status - patented, pending, abandoned

1.

I hereby appoint the following attorneys and agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Peter D. McDermott

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as my Attorneys.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

First named inventor:

Inventor's signature:

Fill Name of Inventor: Carsten-Peter Carstens

Residence: United States Citizenship: United States

Post Office Address: La Jolla California

D. .

2/7/2000